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Attorneys for Proposed Lead Plaintiff
The New York City Employees' Retirement System

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA – SAN FRANCISCO DIVISION

MARTIN VOGEL and KENNETH MAHONEY,)
on Behalf of Themselves and All Other Similarly)
Situating,)

Plaintiffs,

vs

STEVEN JOBS, PETER OPPENHEIMER, FRED)
ANDERSON, WILLIAM V. CAMPBELL,)
MILLARD S. DREXLER, ALBERT GORE, JR.,)
ARTHUR D. LEVINSON, JEROME B. YORK)
and APPLE COMPUTER, INC.,)

Defendants)

Case No. C06-05208-MHP

NOTICE OF HEARING ON THE NEW YORK
CITY EMPLOYEES' RETIREMENT SYSTEM'S
MOTION FOR ITS APPOINTMENT AS LEAD
PLAINTIFF AND FOR APPROVAL OF ITS
SELECTION OF COUNSEL

DATE: December 4, 2006

TIME: 2:00 p.m.

DEPT: Courtroom 15

JUDGE: The Honorable Marilyn H. Patel

TO: ALL PARTIES AND THEIR COUNSEL OF RECORD:

PLEASE TAKE NOTICE that on **December 4, 2006 at 2:00 p.m.**, or as soon thereafter
as the matter may be heard in **Courtroom 15** of the above-entitled court, located at 450 Golden

1 Gate Avenue, San Francisco, California, a hearing will be held on The New York City
2 Employees' Retirement System's motion for an order appointing it as lead plaintiff and Grant
3 & Eisenhofer as lead counsel
4

5 The motion will be based on the motion filed, the Memorandum of Law filed, the
6 pleadings, records and papers filed herein, and such other and further oral and documentary
7 evidence and legal memoranda as may be presented at or by the hearing on said motion

8 Dated: October 27, 2006

Respectfully submitted,

9 GRANT & EISENHOFER, P A
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11 By: /s/ Mary S. Thomas

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28 *The New York City Employees' Retirement System*